

1 RENE L. VALLADARES  
2 Federal Public Defender  
3 State Bar No. 11479  
4 MONIQUE KIRTLEY  
5 Assistant Federal Public Defender  
6 411 E. Bonneville, Ste. 250  
7 Las Vegas, Nevada 89101  
8 (702) 388-6577/Phone  
9 (702) 388-6261/Fax  
10 Monique\_Kirtley@fd.org

11 Attorney for Bryan James Gallagher

8 **UNITED STATES DISTRICT COURT**  
9  
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 BRYAN JAMES GALLAGHER,

15 Defendant.

Case No. 15-cr-028-JAD-PAL

**STIPULATION TO CONTINUE  
SENTENCING HEARING**  
(First Request)

16  
17 IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden,  
18 United States Attorney, and Phillip N. Smith, Jr., Assistant United States Attorney, counsel for  
19 the United States of America, and Rene L. Valladares, Federal Public Defender, and Monique  
20 Kirtley, Assistant Federal Public Defender, counsel for Bryan James Gallagher, that the  
21 Sentencing Hearing currently scheduled on September 26, 2016 at 10:00 a.m., be vacated and  
22 continued to a date and time convenient to the Court, but no earlier than sixty (60) days.

23 This Stipulation is entered into for the following reasons:

24 1. Counsel for the defendant received a revised PSR on September 15, 2016.  
25 2. Counsel for the defendant needs additional time to gather mitigation information  
26 for this client which is relevant to the sentencing and disposition of this case.

1           3.     Additional time requested is not sought for the purpose of delay, but merely  
2 allow counsel for the defendant sufficient time within which to be able to complete her formal  
3 objections and mitigation for sentencing purposes.

4           4.     The defendant is not incarcerated and does not object to the continuance.

5           5.     The parties agree to the continuance.

6           This is the first request for a continuance of the sentencing hearing.

7           DATED this 16<sup>th</sup> day of September, 2016.

8  
9           RENE L. VALLADARES  
10           Federal Public Defender

DANIEL G. BOGDEN  
United States Attorney

11           /s/ *Monique Kirtley*  
12           By \_\_\_\_\_  
13           MONIQUE KIRTLEY  
14           Assistant Federal Public Defender

15           /s/ *Phillip N. Smith, Jr.*  
16           By \_\_\_\_\_  
17           PHILLIP N. SMITH, JR.  
18           Assistant United States Attorney

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
BRYAN JAMES GALLAGHER,  
Defendant.

Case No. 15-cr-028-JAD-PAL

## **ORDER**

10 IT IS THEREFORE ORDERED that the sentencing hearing currently scheduled for  
11 Monday, September 26, 2016 at 10:00 a.m., be vacated and continued to  
12 November 28, 2016 at the hour of 9:00 a.m.; or to a time and date convenient  
13 to the court.

DATED this 19th day of September, 2016.

UNITED STATES DISTRICT JUDGE